

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Services - Commercial Taxes Department - Visakhapatnam Division - Sri M.Sankara Rao, formerly Assistant Commercial Tax Officer, O/o. Commercial Tax Officer, Chinna Waltair, Visakhapatnam Division - Trapped on 4.1.1996 convicted on 18.7.2002 in CC.No.23/1996 - Dismissed from service - Accused Officer filed Criminal Appeal No.862/2002 in the High Court - Accused Officer found not guilty - Further action dropped- Sanctioned all pensionary benefits- Regularization of suspension & dismissal period as "not on duty" - Period counts towards notional increments, pay/pension fixation, leave, notional promotion, etc., - Orders - Issued.

REVENUE (VIG.I) DEPARTMENT

G.O. (Ms.).No. 2748

Dated. 28.12.2011
Read the following:-

- 1) G.O.Rt.No.724 Rev (Vig.I) Department, dt.15.5.2010.
- 2) G.O.Rt.No.1141 Rev (Vig.I) Deptt, dt.17.8.2010.
- 3) Representation of Sri M.Shankar Rao, ACTO (Retd.), Dt.1.12.2011.

ORDER:

And whereas, in the reference 1st read above, orders have been issued sanctioning all pensionary benefits duly dropping further action against Sri M.Sankara Rao, Assistant Commercial Tax Officer (Retired) in the case of ACB Trap case conducted against him on 4.1.1996 as has been found not guilty by the Hon'ble High Court of Andhra Pradesh.

2) And whereas, in the reference 2nd read above, orders have been issued to the effect that the suspension and dismissal periods of Sri. M. Sankara Rao, from 13.02.1996 to 10.10.2001 and from 9.11.2002 to 31.5.2005 respectively, be counted for the purpose of pensionary benefits. However, he will not be entitled for any allowances for the above periods on the principal of 'no work no pay' as the periods are treated as 'not on duty' on the ground that the suspension and subsequent dismissal cannot be considered as wholly unjustified.

3) And whereas, in the reference 3rd read above, Sri M.Sankara Rao, Assistant Commercial Tax Officer (Retired), among others, has requested to treat the suspension & dismissal period from 13.2.1996 to 10.10.2001 and from 9.11.2002 to 31.5.2005 respectively, as on duty with full pay & allowances and to release all consequential benefits viz., periodical increments, fixation of pay and pension as per the Revised Pay Scales and to promote him to the next higher cadres and issue orders in the matter, on par with others on humanitarian grounds.

4) Government have examined the representation of Sri M.Sankara Rao, Assistant Commercial Tax Officer (Retired) and after careful consideration, hereby order that the period spent by the individual under suspension/dismissal would count towards notional increments, pay/pension fixation, leave and notional promotion, if any due, as per rules.

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5) The Commissioner of Commercial Taxes shall take necessary action in the matter, accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

**ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT**

To

Sri M.Sankara Rao, Assistant Commercial Tax Officer (Retired),
Dr.No: 5-109/23, Flat No.G1, Sai Priya Residency, NGO's Lay Out,
Chandram Palem, Madhurawada, Visakhapatnam-530041.
through the Commissioner of Commercial Taxes, A.P., Hyderabad.
The Commissioner of Commercial Taxes, A.P., Hyderabad.
The Accountant-General, AP., Hyderabad.

Copy to:

The Deputy Commissioner (Commercial Taxes), Visakhapatnam.
The Revenue (CT.I) Department.
File/SF/SCs.

//Forwarded:: By Order//

SECTION OFFICER